

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

ERIK B. CHERDAK

Plaintiff,

v.

RACK ROOM SHOES, INC.

Defendant.

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Case No. 1:11-cv-00169 (LO/JFA)

**CONSENT MOTION FOR LEAVE TO FILE
REPLY BRIEF IN EXCESS OF PAGE LIMIT**

Plaintiff, Erik B. Cherdak (“Cherdak”), by and through his attorneys, seeks leave of the Court to file a reply brief in excess of the page limit imposed by Local Rule 7(F)(3) of the Local Rules of the United States District Court for the Eastern District of Virginia. Plaintiff seeks this waiver of the page limitation in connection with:

**PLAINTIFF’S REPLY TO
DEFENDANT’S OPPOSITION (ECF 69) TO
PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT (ECF 51)**

Defendant's Opposition consisted of over 570 pages including exhibits and declarations:

84 Pages:	ECF 69 - ECF 69-2	Opposition, Response to Statement of Undisputed Material Facts and Exhibits
109 Pages:	ECF 70 - ECF 70:	Declaration of Joseph McAlexander
381 Pages:	ECF 71 - ECF 71-8:	Declaration of Lisa Bass 381 Pages

The complexity of Defendant's arguments and supporting declarations and exhibits have necessitated a reply brief in excess of twenty pages in length.

Counsel for Defendant has consented to this motion.

Respectfully submitted,

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ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of October 2011, I electronically filed the foregoing with the Court of the Court using the CM/ECF system, which will then send, as appropriate, a notification of such filing to the following:

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